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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

LIN ZHAO,

Plaintiff,

v.

ALEJANDRO MAYORKAS, Secretary,
Department of Homeland Security, *et al.*,

Defendants.

Case No.: 3:24-cv-01523-CRB

**STIPULATION TO STAY PROCEEDINGS;
~~[PROPOSED]~~ ORDER**

The parties, through their attorneys, hereby stipulate and respectfully request the Court to stay proceedings in this case for a limited time, until July 5, 2024. The parties make this joint request because they are pursuing an administrative resolution that may render further litigation of this case unnecessary.

Plaintiff filed this mandamus action seeking adjudication of his Form I-130, Petition for Alien Relative. On April 3, 2024, United States Citizenship and Immigration Services (“USCIS”) issued a Notice of Intent to Deny (“NOID”) on Plaintiff’s I-130 petition. Once USCIS receives Plaintiff’s response to the NOID, the agency will work diligently towards completing adjudication of Plaintiff’s application, absent unforeseen or exceptional circumstances that would require additional time for adjudication.

Accordingly, the parties stipulate and request that the proceedings in this case be stayed until July 5, 2024, at which time the parties will file a joint status report with the Court. At that time, the parties may request a further continuance of the stay of proceedings, dismissal of the litigation if appropriate, or placement of the case back on the Court's active docket. A stay of proceedings in this case will benefit the parties and conserve the Court's resources while the parties pursue a potential administrative resolution.

Respectfully submitted,¹

ISMAIL J. RAMSEY
United States Attorney

Dated: April 15, 2024

/s/ Elizabeth D. Kurlan
ELIZABETH D. KURLAN
Assistant United States Attorney
Attorneys for Defendants

Dated: April 15, 2024

/s/ Eric J. Martin
ERIC JOSEPH MARTIN
Attorney for Plaintiff

~~PROPOSED~~ ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: April 16, 2024


CHARLES R. BREYER
United States District Judge

¹ In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all signatories listed herein concur in the filing of this document.